DOCKET FILE COPY ORIGINAL

March 4, 1999

Magalie Roman Salas, Esquire Secretary Federal Communications Commission Room 222 445 12th Street, S.W. Washington, DC 20554



Dear Ms. Salas,

Enclosed is an original and four copies of a Petition for Rule Making to amend the FM table of allotments for a new FM broadcast station for Holualoa, Hawaii.

Sincerely,

Victor A. Michael Jr.

President

Mountain West Broadcasting

6807 Foxglove Drive

Cheyenne, Wyoming 82009

307-778-9318

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Washingtor	n, DC 20554	MAR 5 199	9
In the matter of:)	GFFICE OF THE SECRETARY	MCSIO
Amendment of Section 73.202 (b))	RM-	
Table of Allotments) (ΧΙVΙ	
FM Broadcast Stations)		
(Holualoa, Hawaii))		

PETITION FOR RULE MAKING

In this petition, Mountain West Broadcasting is hereby requesting to allot channel 221C2 (92.1 Mhz) to Holualoa, Hawaii as its first local FM allotment.

INTRODUCTION

1. This statement is a petition for rule making to allot FM channel 221C2 (92.1 Mhz) to Holualoa, Hawaii and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 221C2 to Holualoa will have.

DISCUSSION

Holualoa is located on Hawaii island. It is also located within Hawaii
County, a county of some 120,317 persons. Holualoa has a population of 3,834
persons in accordance with the U.S. 1990 census.

3. The allotment of channel 221C2 to Holualoa will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment is located at Kealakekua, Hawaii. Kealakekua is located 11 kilometers from Holualoa.

It is obvious that from the above spacing that Holualoa is presently without local FM service.

- 4. Holualoa would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 11 Kilometers of Holualoa. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the area of emergency conditions caused by severe weather or other health hazards.
- 5. Channel 221C2 can be allotted to Holualoa and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	÷	<u>Present</u>	<u>Proposed</u>
Holualoa, Hawaii			221C2

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 221C3 and the pertinent adjacent channels to 221C3 have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study (N 19 - 37' - 06", W. 155 - 57' - 00") are that of a site located within the community of Holualoa. No site restriction will be required to allot channel 221C2 to Holualoa. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of Holualoa. These sites would also provide full minimum spacing requirements to other allotments.

CONCLUSION

- 7. It has been shown that Holualoa a would benefit from the allotment of channel 221C2. It has also been shown that channel 221C2 can be allotted to Holualoa and meet all rules regarding spacing from other stations. Considering these two facts, Mountain West Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 221C2 for Holualoa, Hawaii, 73.202.
- 8. Should channel 221C2 be allotted to Holualoa, I certify that I will file an application for a Construction Permit to operate an FM station for Holualoa, Hawaii.

CERTIFICATION

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated:

March 4, 1999

Respectfully submitted,

Victor A. Michael Jr.

President

Mountain West Broadcasting

6807 Foxglove Drive

Cheyenne, WY 82009

307-778-9318

MAPFM search of channel 221C2 (92.1 MHz), at N. 19 37 6, W. 155 57 0.

Searching Channel 221C2 (92.	1 MHz):					
CALL CITY	ST CH	I CL S	DIST	SEPN	BRNG	CLEARANCE
K220EO Hilo	HI 220		86.0		82.7°	86.0
NEW-T Kihei	HI 220	DA	123.2	0.0	339.4°	123.2
ALC Waipahu	HI 222	2 C T	J 298.4	188.0	311.3°	110.4
KSSKFM Waipahu	HI 222	C I	298.4	188.0	311.3°	110.4
ALC Hilo	HI 224	l A l	J 94.6	55.0	84.7°	39.6
K224CG Maalaea, etc.	HI 224	l D I	143.0	0.0	335.7°	143.0
KAOE Hilo			94.6		84.7°	39.6
KAOE Hilo	HI 224	1 A (91.2	55.0	74.5°	36.2

FIGURE 1 HOLUALOA, HAWAII MOUNTAIN WEST BROADCASTING